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Attorneys for Plaintiff
United States of America

IN THE UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,
 	
                                Plaintiff,
 	
                v.
 	
REYNALDO VILLANUEVA,
 	
                                Defendant.
	CASE NO. 1:20-CR-00094-JLT-SKO
	
	STIPULATION REGARDING EXCLUDABLE TIME PERIODS UNDER SPEEDY TRIAL ACT; ORDER
	
	DATE: December 5, 2023
	COURT: Hon. Jennifer L. Thurston

STIPULATION

Plaintiff United States of America, by and through its counsel of record, and defendant, by and through defendant's counsel of record, hereby stipulate as follows:

1.   By previous order, this matter was set for trial on December 5, 2023.

2.   By this stipulation, defendant now moves to continue the trial until March 26, 2024, and to exclude time between December 5, 2023, and March 26, 2024, under 18 U.S.C. § 3161(h)(7)(A), B(iv).

3.   The parties agree and stipulate, and request that the Court find the following:

a)   The government has represented that the discovery associated with this case includes investigative reports, numerous photographs and videos, hundreds of hours of recorded telephone conversations pursuant to wiretap order, cellular phone extractions, and large amounts of cellular telephone precise location data. The discovery is voluminous and is over 30,000

1   pages. All of this discovery has been either produced directly to counsel and/or made available

2   for inspection and copying.

3   b)   Counsel for defendant desires additional time to consult with his client, conduct

4   further investigation, review the voluminous discovery, and prepare for trial.

5   c)   Counsel for defendant believes that failure to grant the above-requested

6   continuance would deny him the reasonable time necessary for effective preparation, taking into

7   account the exercise of due diligence.

8   d)   The government does not object to the continuance.

9   e)   Based on the above-stated findings, the ends of justice served by continuing the

10   case as requested outweigh the interest of the public and the defendant in a trial within the

11   original date prescribed by the Speedy Trial Act.

12   f)   For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,

13   et seq., within which trial must commence, the time period of December 5, 2023 to March 26,

14   2024, inclusive, is deemed excludable pursuant to 18 U.S.C.§ 3161(h)(7)(A), B(iv) [Local Code

15   T4] because it results from a continuance granted by the Court at defendant's request on the basis

16   of the Court's finding that the ends of justice served by taking such action outweigh the best

17   interest of the public and the defendant in a speedy trial.

18   4.   Nothing in this stipulation and order shall preclude a finding that other provisions of the

19   Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial

20   must commence.

21   IT IS SO STIPULATED.

22

23

24   Dated: June 15, 2023   PHILLIP A. TALBERT
                                                        United States Attorney

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26   /s/ JUSTIN J. GILIO
                                                        JUSTIN J. GILIO
27   Assistant United States Attorney

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STIPULATION REGARDING EXCLUDABLE TIME   2
PERIODS UNDER SPEEDY TRIAL ACT
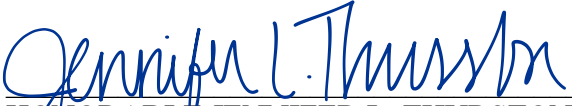
Dated: June 15, 2023

/s/ Nicholas Reyes

Nicholas Reyes
Counsel for Defendant
Reynaldo Villanueva

ORDER

IT IS SO ORDERED.

DATED: June 15, 2023

HONORABLE JENNIFER L. THURSTON
UNITED STATES DISTRICT JUDGE